

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>OCWEN LOAN SERVICING, LLC, <i>et al.</i></b>	:	<b>CIVIL ACTION</b>
	:	
	:	
<b>v.</b>	:	<b>NO. 16-6586</b>
	:	
<b>RADIAN GUARANTY, INC.</b>	:	

**ORDER**

**AND NOW**, this 31<sup>st</sup> day of January 2018, upon considering the parties' Cross-Motions for Summary Judgment on the 30 identified bellwether loans (ECF Doc. No. 84, 85), supplemental responses (ECF Doc. No. 89, 90), Defendant's sur-reply (ECF Doc. No. 95) and for reasons in the accompanying Memorandum, it is **ORDERED** Defendant's Motion (ECF Doc. No. 84) is **GRANTED in part** and **DENIED in part**, Plaintiffs' Motion (ECF Doc. No. 85) is **GRANTED in part** and **DENIED in part** and we proceed on:

1. Plaintiffs' declaratory judgment for the 30 identified bellwether loans;<sup>1</sup>
2. Plaintiffs' breach of contract claim on bellwether loan certificates:

53001043	53010655	53011114	53106980	53107616	53108723
53194326	53225724	64040480	65575723	65584131	65728594
65791708	65815327	65817890	65818414	65826484	65858954
65860272	65954693	65957170	82618193	95652591	95910060
96408079	96413862	96729457	99308281	99573712	

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<sup>1</sup> Ocwen is not proceeding to trial on its equitable indemnification claim on a bellwether loan.

3. Plaintiffs' bad faith claim on bellwether loan certificates:

53010655	53011114	53106980	53194326	65575723	65728594
65815327	65818414	65826484	65858954	96408079	96729457
99573712					

4. Defendant's declaratory judgment and unjust enrichment counterclaims for the 30 identified bellwether loans;

5. Defendant's statutory insurance fraud counterclaim on bellwether loan certificates 65728594, 65815327, and 96408079; and,

6. Defendant's breach of contract counterclaim on bellwether loan certificate 99573712.

  
KEARNEY, J.